

PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

I, or we, J. Wm. Aston, A. Marsha B. Aston, owners, of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition (1) that the zoning status of the herein described property be changed from the following to the following:

See Attached Description

and (2) for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore County, to use the herein described property, for a funeral home. Also requesting variances to Section 211.3 to permit side yard of ten feet and sixteen feet instead of the required twenty feet as building is already located on property.

Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above re-classification and or Special Exception advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Carl S. M. Butler
Clara B. W. Butler
Contract purchaser
Address 4108 Belair Road
Baltimore 5, Md.

Address 9333 Belair Road
Baltimore 34, Md.

Adam H. H. H. H.
Petitioner's Attorney
Address 1000 Jefferson Blvd.
Baltimore 34, Md.

ORDERED BY The Zoning Commissioner of Baltimore County, this 1st day of May, 1963, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be held before the Zoning Commissioner of Baltimore County in Room 105, County Office Building in Towson, Baltimore County, on the 22nd day of May, 1963, at 11:00 a.m.

John H. H. H.
Zoning Commissioner of Baltimore County
OFFICE OF J. Wm. Aston & A. Marsha B. Aston
11004
5/22/63
12:00

SURVEY DESCRIPTION OF 9333 BELAIR ROAD

All that piece or parcel of land situated, lying and being in the Eleventh Election District of Baltimore County, State of Maryland, and described as follows:

Beginning for the same on the Southeast side of Belair Road at a distance of 145 feet westerly from the Southwest corner of Darvall Road and Belair Road and at a concrete monument heretofore set on the Southeast side of Belair Road 60 feet wide at the end of the first line of the parcel of land conveyed by D. A. Dannenfels and wife to the Board of Education of Baltimore County by deed dated March 9, 1937, and recorded among the Land Records of Baltimore County in Liber C.V.B., Jr. 994, folio 231, thence running and binding on the southeast side of Belair Road and in part on the first line of the land conveyed by Margaret Dannenfels, et al, to Michael Kost and wife by deed dated March 27, 1947, and recorded among the Land Records of Baltimore County in Liber 1545, folio 481, North 48 degrees, 30 minutes, 00 seconds East 75.00 feet to an iron tee bar now set in the ground with ILS Cap 2046 on the third line of said deed of Dannenfels to Kost; thence running and binding in part on said third line South 48 degrees, 30 minutes, 00 seconds East 75.00 feet to an iron tee bar now set in the ground with ILS Cap 2046 on the second line of above referred to deed of Dannenfels to Board of Education; and running and binding reversely in part on said second line North 41 degrees, 30 minutes, 00 seconds East 200.00 feet to the point of beginning.

Containing .344 acres, more or less.

Being part of the property described in a deed from Margaret Dannenfels, et al, to Michael Kost and Billie Kost, his wife, dated March 27, 1947, and recorded among the Land Records of Baltimore County in Liber J.V.D. 1545, Folio 481.



BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Mrs. John G. Ross, Zoning Commissioner D-16, May 10, 1963

FROM: Mr. George E. Gavrilis, Deputy Director

SUBJECT: #5858-XV, Special Exception for Funeral Home and Variance to permit side yards of 10 feet and 16 feet instead of required 20 feet. Southeast side of Belair Road 145 feet Southeast of Darvall Road. Being property of J. William Aston.

11th District

HEARING: Wednesday, May 22, 1963 (11:00 A.M.)

The staff of the Office of Planning and Zoning has reviewed the subject petition for Special Exception for Funeral Home together with Variances. It has the following advisory comment to make with respect to pertinent planning factors:

1. The staff makes no comment pro or con on the Special Exception as such. Examination of the site plan indicates that the petitioner appears to have sufficient parking, but this specifically should be clarified by the petitioner. If granted, the starting should be conditioned upon final approval of site plans by this office.

OBH:bms

LAW OFFICES
A. OWEN HENNEGAN, JR.
SAMUEL KIMMEL
ONE HENNEGAN BUILDING
TOWSON 4, MARYLAND

May 22, 1963

Honorable John G. Ross
Zoning Commissioner for Baltimore County
County Office Building
Towson 4, Maryland

Re: #5858-XV
J. William Aston
Special Exception for Funeral Home

Dear Mr. Commissioner:

Please withdraw the Petition for Special Exception for Funeral Home without prejudice, in the above captioned matter.

Thank you for your cooperation.

Very truly yours,

A. Owen Hennegan, Jr.
A. Owen Hennegan, Jr.

AOH:rml

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

District: 11th Date of Posting: 5/16/63
Posted for: *Heaven and Mary 22 1/2 ft. on 11.00.41.2*
Petitioner: *J. Wm. Aston*
Location of property: *3400 Belair Rd. 145 ft. from the corner of Darvall Rd.*
Location of Sign: *20 ft. on 22 1/2 ft. on 11.00.41.2*
20 ft. on 22 1/2 ft. on 11.00.41.2
20 ft. on 22 1/2 ft. on 11.00.41.2
Posted by: *John H. H. H.* Date of return: 5/16/63

CERTIFICATE OF PUBLICATION

TOWSON, MD., MAY 19, 1963.
THIS IS TO CERTIFY, That the annexed advertisement was published in THE COUNTY NEWS WEEK, a weekly newspaper printed and published in Towson, Baltimore County, Md., once in each of successive weeks before the 19th day of May, 1963, the first publication appearing on the 19th day of May, 1963.

THE COUNTY NEWS WEEK
W. C. H. H.
Manager

CERTIFICATE OF PUBLICATION

TOWSON, MD., MAY 19, 1963.
THIS IS TO CERTIFY, That the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., once in each of successive weeks before the 19th day of May, 1963, the first publication appearing on the 19th day of May, 1963.

THE JEFFERSONIAN
Leon H. H. H.
Manager

Cost of Advertisement \$

PETITION FOR SPECIAL EXCEPTION AND A VARIANCE-11TH DISTRICT

SEVENTH Petition for Special Exception for a Funeral Home. Petition for a Variance to the Zoning Regulations of Baltimore County to permit side yard of 10 feet and 16 feet instead of the required 20 feet. Southeast side of Belair Road 145 feet Southeast of Darvall Road. Being property of J. William Aston. By Order of J. Wm. Aston, A. Marsha B. Aston, owners.

Mar 2

INVOICE BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE Division of Collection and Receipts COURT HOUSE TOWSON 4, MARYLAND

No. 17796
DATE 5/21/63

To: Aston Realty
9333 Belair Rd.
Baltimore 34, Md.

BILLED BY: Zoning Department of Baltimore County

DEPOSIT TO ACCOUNT NO.	01/22	DEBIT	AMOUNT
QUANTITY	DETAILS UPPER SECTION AND RETURN WITH YOUR REMITTANCE	COST	
Advertising and posting of property #5858-XV		44.60	
			44.60

IMPORTANT: MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND MAIL TO DIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOWSON 4, MARYLAND PLEASE RETURN UPPER SECTION OF THIS BILL WITH YOUR REMITTANCE.

INVOICE BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE Division of Collection and Receipts COURT HOUSE TOWSON 4, MARYLAND

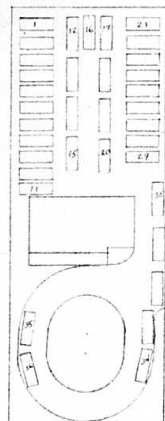
No. 16547
DATE 5/21/63

To: A. Owen Hennegan, Jr., Esq.
Jefferson Building
Towson 4, Md.

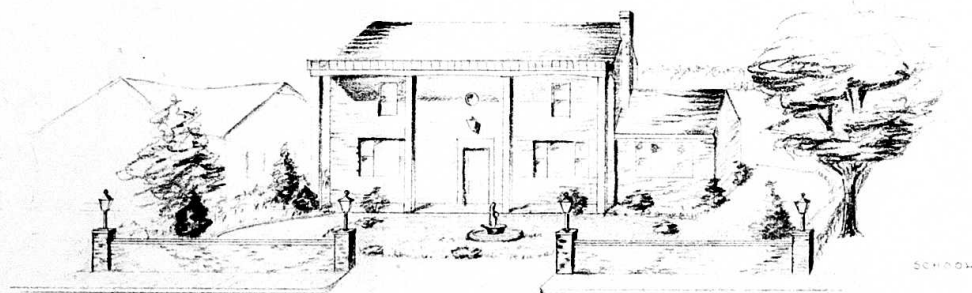
BILLED BY: Zoning Department of Baltimore County

DEPOSIT TO ACCOUNT NO.	01/22	DEBIT	AMOUNT
QUANTITY	DETAILS UPPER SECTION AND RETURN WITH YOUR REMITTANCE	COST	
Petition for Special Exception & Variance for J. Wm. Aston		50.00	
			50.00

IMPORTANT: MAKE CHECKS PAYABLE TO BALTIMORE COUNTY, MARYLAND MAIL TO DIVISION OF COLLECTION & RECEIPTS, COURT HOUSE, TOWSON 4, MARYLAND PLEASE RETURN UPPER SECTION OF THIS BILL WITH YOUR REMITTANCE.

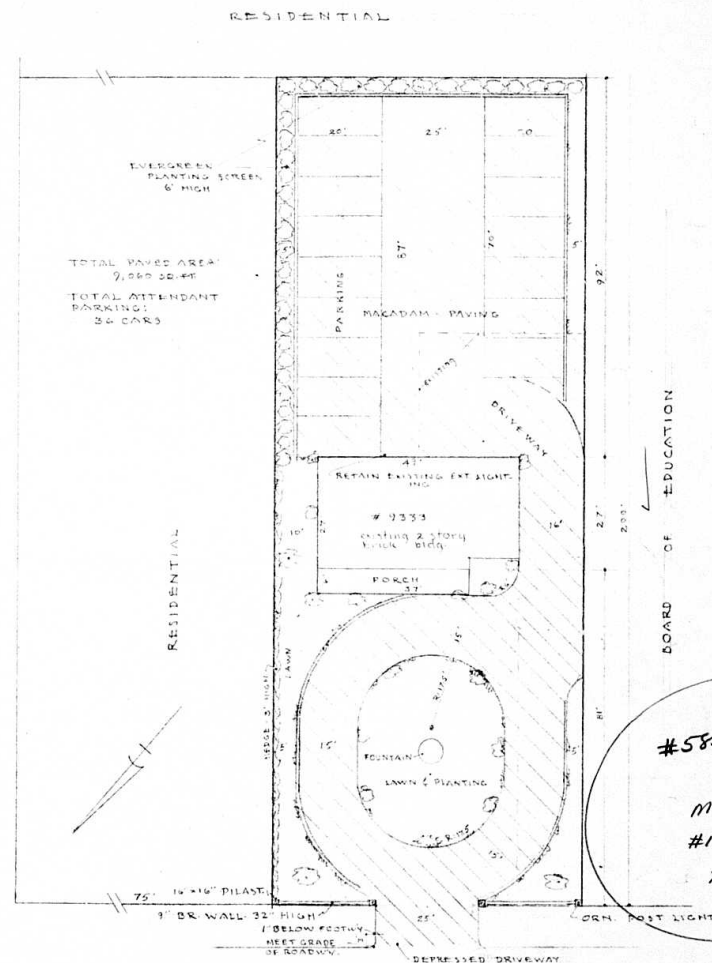


36 ATTENDANT PARKED
CARS
1" = 40'



PERSPECTIVE SKETCH
(NO SCALE)

DARNALL RD.



#5858XV

MAP
#11+14A
XV

BELAIR

RD.

1" = 20'



PROPOSED FUNERAL HOME
DEVELOPEMENT PLAN

11th ELECTION DIST., BALTO. CO., MD.

